

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 16, 1998
SAN FRANCISCO, CALIFORNIA**

S063662 People, Petitioner
2nd Dist. v.
B114101 Los Angeles County Superior Court, Respondent
Div. 7 Gary Laff et al., Real Parties in Interest
 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Chin, J.
Brown, J.

S071258 Alan O. Aas et al., Petitioners
4th Dist. v.
D030218 San Diego County Superior Court, Respondent
D030399 The William Lyon Company et al., Real Parties in Interest
Div. 1 And Companion Case
 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Chin, J.
Brown, J.

S071672 Sharon Maxwell, Appellant
1st Dist. v.
A073149 Beverly Enterprises-California, Inc., Appellant
A074535 Petition for review GRANTED.
Div. 1 Submission of additional briefing, pursuant to California Rules of
 Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Kennard, J.
Baxter, J.
Chin, J.
Brown, J.

S071792 People, Respondent

4th Dist. v.

E019847 Gary B. Meeks, Appellant

Div. 2 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Mendez*, S066175 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.

Kennard, J.

Baxter, J.

Chin, J.

Brown, J.

S072133 Daily Journal Corporation, Respondent

4th Dist. v.

G022076 Orange County Superior Court, Respondent

Div. 3 Merrill Lynch & Co., Inc. et al., Real Parties in Interest & Appellants

Robert L. Citron et al., Real Parties in Interest and Respondents
Petitions for review GRANTED.

George, C.J.

Kennard, J.

Baxter, J.

Chin, J.

Brown, J.

S072486 People, Respondent

1st Dist. v.

A076665 Halaliku Kaloni Tufunga, Appellant

Div. 2 Appellant's petition for review GRANTED.

The issues to be argued before this court shall be limited to:
(1) Whether the trial court erroneously denied appellant's request for a claim-of-right instruction and (2) Whether, by concluding the claim of right defense was unavailable for public policy reasons despite

substantial evidence to support the instruction under then-existing law, the Court of Appeal decision violates due process by eliminating a defense available at the time of the offenses, and thus presenting harm akin to an ex post facto violation.

George, C.J.
Kennard, J.
Baxter, J.
Chin, J.
Brown, J.

S072524 Monique Etcheverry et al., Appellants
3rd Dist. v.
C024045 Tri-Ag Service, Inc. et al., Respondents
 Petitions for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Chin, J.
Brown, J.

2nd Dist. Judicial Council Coordination Proceeding No. 2967;
B109569 “Lockheed Litigation Cases”
Div. 5 Petition for review GRANTED. The cause is transferred to the
S072213 Court of Appeal, Second Appellate District, Division Five, at the
 request of that court.
 The requests for judicial notice are denied without prejudice to
 their resubmission to the Court of Appeal.

George, C.J.
Kennard, J.
Baxter, J.
Brown, J.

S017868 People, Respondent

v.

Joseph Timothy Musselwhite, Appellant

Counsel for appellant Joseph T. Musselwhite represents that he will submit to the United States Supreme Court a timely petition for writ of certiorari seeking review of this court's decision affirming the judgment of death. Accordingly, the application for stay of execution is granted and execution of the judgment of death entered against appellant by the Sacramento County Superior Court, and affirmed by this court on May 7, 1998 (17 Cal.4th 1216), is hereby stayed pending final determination of any timely petition for certiorari in the United States Supreme Court. If a petition for writ of certiorari is not submitted within the time prescribed, this stay will terminate when the time for submitting such petition has expired.

George, C.J.

Kennard, J.

Baxter, J.

Chin, J.

Brown, J.

S057084 People, Respondent

4th Dist. v.

E015254 Justin Paul et al., Appellants

Div. 2 Petition for rehearing DENIED.

Orders were filed in the following matters denying petition for writ of habeas corpus:

S069846 - In re Charles Douglas Warfel on Habeas Corpus.

S072513 - In re Gregory Antjuan Bogan on Habeas Corpus.

S073112 - In re Brian Tracey Hill on Habeas Corpus.

S073424 Jose Lopez, Petitioner
4th Dist. v.
D031915 San Diego County Superior Court, Respondent
Div. 1 Greg Sandoval et al., Real Parties in Interest
Application for stay DENIED.

1st Dist. People, Respondent
A073989 v.
Div. 3 Robert Earl O'Neal, Appellant
S071532 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A075672 v.
Div. 4 Alfred Hebner, Appellant
S071501 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A075902 v.
Div. 2 Charles Ray Henderson et al., Appellants
S072382 Appellants' petitions for review DENIED.

1st Dist. AES Pacific Inc., Appellant
A077381 v.
Div. 1 Pacific Gas and Electric Company, Respondent
S071205 Appellant's petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

1st Dist. People, Respondent
A078083 v.
Div. 3 Michael Antoine Wortham, Appellant
S072347 Appellant's petition for review DENIED.

1st Dist. Ronald Epman, Appellant
A078865 v.
Div. 3 Occidental Chemical Corporation, Respondent
S071860 And Companion Case
Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

1st Dist. People, Respondent
A078555 v.
Div. 1 Jason Lee Hain, Appellant
S071846 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A079008 v.
Div. 3 Ronald C. Rosenberg, Appellant
S072436 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A079203 v.
Div. 1 Christopher Lee Richie, Appellant
S071940 Appellant's petition for review DENIED.

1st Dist. Karen Gatton, etc. et al., Appellants
A079271 v.
Div. 2 A.P. Green Services, Inc., Respondent
S071967 Petition for review DENIED.
Chin, J., is of the opinion the petition should be granted.
The requests for an order directing depublication of the opinion
are DENIED.

1st Dist. People, Respondent
A079725 v.
Div. 3 Harold Mintz Jones, Appellant
S072571 Appellant's petition for review DENIED.

1st Dist. Jaime Pena, Appellant
A080528 v.
Div. 3 Manuel A. Faria, Respondent
S072198 Appellant's petition for review DENIED.

1st Dist. In re Terry Louis Carter
A082164 on
Div. 3 Habeas Corpus
S072546 Petition for review DENIED.

1st Dist. Mark Shew Fei Chin et al., Petitioners
A082616 v.
Div. 3 San Francisco County Superior Court, Respondent
S072545 People, Real Party in Interest
Application for stay and petition for review DENIED.

1st Dist. Tara Lee Bryan, Petitioner
A082853 v.
Div. 2 San Francisco County Superior Court, Respondent
S072345 Bank of America NT&SA, Real Party in Interest
Petition for review DENIED.
Baxter, J., did not participate.

1st Dist. In re Peter Louis Rowland
A082962 on
Div. 2 Habeas Corpus
S072392 Petition for review DENIED.

2nd Dist. People, Respondent
B082649 v.
Div. 3 Melchor Reyes, Appellant
S072430 Appellant's petition for review DENIED.

2nd Dist. Seanstar Flores et al., Appellants
B096039 v.
Div. 4 Glendora Community Hospital et al., Respondents
S072431 Respondents' petition for review DENIED.

2nd Dist. Rafael Antonio Sanchez, Appellant
B098070 v.
Div. 2 T & A Taco et al., Respondents
S072143 Petitions for review DENIED.

2nd Dist. People, Respondent
B101913 v.
Div. 3 Theodore John Maropulos, Appellant
S071452 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B102001 v.
Div. 3 Sean Michael Howard et al., Appellants
S072588 Appellants' petition for review DENIED.

2nd Dist. Raynord Rucker, Appellant
B104612 v.
S057056 Kiewit Pacific Company, Respondent
Petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B105615 v.
Div. 3 Stephen Snow, Appellant
S065786 Appellant's petitions for review DENIED.

2nd Dist. People, Respondent
B106195 v.
Div. 1 Isaac Ray Nicholas, Appellant
S071750 Appellant's petition for review DENIED.

2nd Dist. Stephen C. Reddy, Appellant
B106279 v.
Div. 7 Litton Industries Incorporated, Respondent
S072605 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B107679 v.
Div. 3 Angel A. Suniga, Appellant
S071764 Appellant's petition for review DENIED.

2nd Dist. Pacific Gas and Electric Company, etc., Respondent
B107950 v
Div. 6 Robert F. Maguire et al., Appellants
S072101 Eureka Energy Company, etc., Appellant
Appellants' petition for review DENIED.

2nd Dist. B108731 Div. 4 S072592	People, Respondent v. Rafael Guzman, Appellant Appellant's petition for review DENIED.
2nd Dist. B108845 Div. 3 S072342	People, Respondent v. Elmer Moreno Mendoza, Appellant Appellant's petition for review DENIED.
2nd Dist. B109024 B117824 Div. 4 S072426	People, Respondent v. Salvador Edward Rodriguez, Appellant ----- In re Salvador Edward Rodriguez on Habeas Corpus And Companion Case Appellant's petition for review DENIED.
2nd Dist. B109072 Div. 1 S072404	People, Respondent v. Humberto Gomez, Appellant Appellant's petition for review DENIED.
2nd Dist. B109752 Div. 1 S072352	Malvina Adelstein et al., Appellants v. Stephen D. Sharp et al., Respondents Respondents' petition for review DENIED.
2nd Dist. B109978 Div. 4 S072561	People, Respondent v. Sean Cornelius Fisher, Appellant Appellant's petition for review DENIED.
2nd Dist. B109989 Div. 7 S072203	Schaefer/Karpf Productions, Appellant v. CNA Insurance Companies et al., Respondents Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110016 v.
Div. 3 Robert Pedregon et al., Appellants
S072559 Appellants' petitions for review DENIED.

2nd Dist. People, Respondent
B110114 v.
Div. 5 Gregory Roman, Appellant
S071485 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110426 v.
Div. 5 Larry Venorrise Bradley, Appellant
S071807 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110521 v.
Div. 7 Vincent Paul Fanelli, Appellant
S071926 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent
B110619 v.
Div. 1 Ralph E. Hughes, Appellant
S072507 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110724 v.
Div. 2 James T. Williams, Appellant
S072440 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110762 v.
Div. 1 Carlos Estrada Valdivia, Appellant
S072569 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110957 v.
Div. 1 Ronald V. Taylor, Appellant
S071935 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111149 v.
Div. 4 Arick Ware, Appellant
S072364 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111218 v.
Div. 3 Kenneth Lee Ferguson, Appellant
S072319 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111267 v.
Div. 5 Basil Roy Sinclair, Appellant
S072041 Appellant's petition for review DENIED.

2nd Dist. In re Darryl Lee Nichols on Habeas Corpus
B111350 -----
B117559 People, Respondent
Div. 1 v.
S072455 Darryl Lee Nichols, Appellant
Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111396 v.
Div. 2 Paul Belmontez, Appellant
S072421 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111400 v.
Div. 3 Ryant Trimale Pratt, Appellant
S072417 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111770 v.
Div. 4 Victor J. Martinez, Appellant
S072384 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112023 v.
Div. 3 Tyrone P. Johnson, Appellant
S072306 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112128 v.
Div. 1 Vincent Hale, Appellant
S072433 Appellant's petition for review DENIED.

2nd Dist. Kern F. Osterstock et al., Appellants
B112166 v.
Div. 5 Farmers and Merchants Bank of Long Beach et al., Respondents
S071966 Respondents' petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

2nd Dist. People, Respondent
B112176 v.
Div. 7 Rugley Saunders, Appellant
S072529 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112237 v.
Div. 7 Darryl Dwayne Young, Appellant
S071878 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112284 v.
Div. 3 Mario Antonio Regalo, Appellant
S072568 Appellant's petition for review DENIED.

2nd Dist. The Proposition 103 Enforcement Project, Appellant
B112528 v.
Div. 3 Chuck Quackenbush, as Insurance Commissioner, etc. et al.,
S072613 Respondents
Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112572 v.
Div. 4 Carlos E. Manzano, Appellant
S072410 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112642 v.
Div. 1 Guadalupe Lopez Duron, Appellant
S072368 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112961 v.
Div. 2 Shawn Parker, Appellant
S072403 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113059 v.
Div. 2 Donnell Atlas, Appellant
S071803 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113270 v.
Div. 1 Sabastian Rodriguez, Appellant
S072454 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113356 v.
Div. 2 Oscar L. Edwards, Appellant
S072602 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113374 v.
Div. 2 Hector Gallegos, Appellant
S072508 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113563 v.
Div. 7 Milous Daniels, Appellant
S072348 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113681 v.
Div. 1 Johnnie A. Echols, Appellant
S072332 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113702 v.
Div. 5 Craig Buchanan, Appellant
S072314 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113861 v.
Div. 2 Kenneth Howard Caufield, Appellant
S072444 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113863 v.
Div. 4 Alexander McKenzie, Appellant
S072515 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B113985 v.
Div. 7 Kenneth E. Davis, Appellant
S072556 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B114227 v.
Div. 7 Paul Peter Schrey, Appellant
S072558 Appellant's petition for review DENIED.

2nd Dist. Sean Macias, Appellant
B114528 v.
Div. 3 Julian Stanley, Respondent
S071893 Respondent's petition for review DENIED.

2nd Dist. People, Respondent
B114757 v.
Div. 7 Armando Macias Flores, Appellant
S072445 Appellant's petition for review DENIED.

2nd Dist. In re Darrin N., a Person Coming Under the Juvenile Court Law
B114791 -----
Div. 4 People, Respondent
S072549 v.
Darrin N., Appellant
Petition for review DENIED.

2nd Dist. People, Respondent
B114802 v.
Div. 1 Tony Davis, Appellant
S072373 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B115162 v.
Div. 1 Charles Zacharie, Appellant
S072572 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B115583 v.
Div. 3 Marquette Eldridge Brown et al., Appellants
S071981 Appellants' petition for review DENIED.

2nd Dist. People, Respondent
B115642 v.
Div. 2 Flavio Ramirez, Appellant
S072327 Appellant's petition for review DENIED.

2nd Dist. In re Jose G. H., a Person Coming Under the Juvenile Court Law
B115718 -----
Div. 4 People, Respondent
S072357 v.
Jose G. H., Appellant
Appellant's petition for review DENIED.

2nd Dist. Olga Gutierrez, Appellant
B115735 v.
Div. 4 Pacific Fresh Foods Incorporated, Respondent
S072390 Appellant's petition for review DENIED.

2nd Dist. L. P. J &H Capital Partners, Appellant
B115794 v.
Div. 1 Marsh & McLennan Incorporated et al., Respondents
S072501 Respondents' petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

2nd Dist. Burbank-Glendale-Pasadena Airport Authority, Appellant
B116038 v.
Div. 6 City of Burbank, Respondent
S072073 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B116300 v.
Div. 5 Rafael Cano Rincon, Appellant
S072574 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117619 v.
Div. 3 Ricardo M. Scott, Appellant
S072597 Appellant's petition for review DENIED.

2nd Dist. Alan Nguyen, Petitioner
B122005 v.
Div. 1 Workers' Compensation Appeals Board et al., Respondents
S072469 Petition for review DENIED.

2nd Dist. Sang Chul Hwang, Petitioner
B123565 v.
Div. 7 Los Angeles County Superior Court, Respondent
S072099 Saint James Episcopal Church et al., Real Parties in Interest
Petition for review DENIED.

2nd Dist. Darold S., Petitioner
B123609 v.
Div. 3 Los Angeles County Superior Court, Respondent
S072288 Department of Children's Services, Real Party in Interest
Petition for review DENIED.

2nd Dist. Darold Shirwo, Petitioner
B123620 v.
Div. 1 Los Angeles County Superior Court, Respondent
S072286 Petition for review DENIED.

2nd Dist. Darold Shirwo, Petitioner
B123622 v.
Div. 7 Los Angeles County Superior Court, Respondent
S072543 Petition for review DENIED.

2nd Dist. Terri Nicole Hess, Petitioner
B123738 v.
Div. 5 Los Angeles County Superior Court, Respondent
S072395 Peninsula Beverly Hills Incorporated et al., Real Parties in Interest
Petition for review DENIED.

2nd Dist. Mercury Insurance Company, Petitioner
B123900 v.
Div. 4 Los Angeles County Superior Court, Respondent
S073115 Ana Jiminez, Real Party in Interest
Application for stay and petition for review DENIED.

3rd Dist. People, Respondent
C024012 v.
S072522 William Charles Abraham, Jr., Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C024401 v.
S072397 Steven Betti, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C025765 v.
S071761 Gerald Jay Mathews, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C026139 v.
S071877 Jose Jaime Rios Sanchez, Appellant
Appellant's petition for review DENIED.

3rd Dist. Ted Stevenson et al., Appellants
C026195 v.
S072607 James W. Baum, Respondent
Appellants' petition for review DENIED.

3rd Dist. People, Respondent
C027233 v.
S072439 Robert Allan Hambrick, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C027555 v.
S072544 Jimmy Doyle Newton, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C027905 v.
S072477 Kary Jolson Smith, Appellant
Appellant's petition for review DENIED.

3rd Dist. In re Briana R., a Person Coming Under the Juvenile Court Law
C028126 -----
S072610 Department of Health & Human Services, Respondent
v.
Gayle H., Appellant
Appellant's petition for review DENIED.

3rd Dist. Jeffery Baldwin et al., Petitioners
C029579 v.
S072136 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

3rd Dist. John Anthony Hopkins, Petitioner
C029943 v.
S072387 Yolo County Superior Court, Respondent
People, Real Party in Interest
Petition for review DENIED.

3rd Dist. Juan Bautista Rivera, Petitioner
C030111 v.
S072564 San Joaquin County Municipal Court, Respondent
People, Real Party in Interest
Petition for review DENIED.

3rd Dist. Grayla Oakes, Petitioner
C030349 v.
S073121 Municipal Court Modoc County, Respondent
Estate of Letha L. Stanley, Real Party in Interest
Application for stay and petition for review DENIED.

4th Dist. Fieldstone Company, Cross-Complainant and Appellant
D026041 v.
Div. 1 Hoechst Celanese Corporation et al., Cross-Defendants and
S071759 Respondents
Petitions for review DENIED.

4th Dist. Katharine W. West et al., Respondents
D027028 v.
Div. 1 San Diego County Board of Education et al., Appellants
S071867 Respondents' petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.
Mosk, J., is of the opinion the petition should be granted.

4th Dist. People, Respondent
D027326 v.
Div. 1 Jose Salmone Tejeda, Appellant
S072414 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027517 v.
Div. 1 Miguel Caballero, Appellant
S072577 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027707 v.
Div. 1 Jose Ramos, Appellant
S071799 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027765 v.
Div. 1 Rasheed S. Soetan, Appellant
S071794 Appellant's petition for review DENIED.

4th Dist. San Diego Metropolitan Transit Development Board, Appellant
D027841 v.
D028769 Handlery Holding Company Inc. et al., Appellants
Div. 1 And Companion Case
S071989 Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

4th Dist. People, Respondent
D029224 v.
Div. 1 Daren Christiansen Hatfield, Appellant
S072625 Appellant's petition for review DENIED.

4th Dist. In re Taner J., Persons Coming Under the Juvenile Court Law
D029313 -----
D029931 San Diego County Department of Social Services, Respondent
Div. 1 v.
S072604 James F. et al., Appellants
Petition for review DENIED.

4th Dist. In re Rodrigo G., a Person Coming Under the Juvenile Court Law
D029389 -----
Div. 1 People, Respondent
S071718 v.
Rodrigo Haddad G., Appellant
Appellant's petition for review DENIED.

4th Dist. D029403 Div. 1 S072447	People, Respondent v. Dennis Grant Buell, Appellant Appellant's petition for review DENIED.
4th Dist. D029738 Div. 1 S072527	People, Respondent v. Jose Alvizo Mendez, Appellant Appellant's petition for review DENIED.
4th Dist. D030165 Div. 1 S072437	People, Respondent v. Willie Brown, Appellant Appellant's petition for review DENIED.
4th Dist. D031040 Div. 1 S071802	Linda Norcross et al., Petitioners v. Orange County Superior Court, Respondent Chapman University et al., Real Parties in Interest Petition for review DENIED.
4th Dist. D031309 Div. 1 S072425	Valerie S. Weiss, Petitioner v. San Diego County Superior Court, Respondent State of California et al., Real Parties in Interest Petition for review DENIED.
4th Dist. D031311 Div. 1 S072427	Valerie S. Weiss, Petitioner v. San Diego County Superior Court, Respondent State of California et al., Real Parties in Interest Petition for review DENIED.
4th Dist. D031312 Div. 1 S072428	Valerie S. Weiss, Petitioner v. San Diego County Superior Court, Respondent State of California et al., Real Parties in Interest Petition for review DENIED.

4th Dist. Chuck Dunn, Appellant
E019255 v.
Div. 2 Commission on Professional Competence, Respondent
S071924 Jurupa Unified School District, Real Party in Interest
Appellant's petition for review DENIED.

4th Dist. People, Respondent
E019449 v.
Div. 2 Charles Leslie Ringwald, Appellant
S072603 Appellant's petition for review DENIED.

4th Dist. People, Respondent
E019676 v.
Div. 2 Mario Humberto Campos, Appellant
S072532 Appellant's petition for review DENIED.

4th Dist. Joseph D. Jones, Appellant
E019757 v.
Div. 2 Kola Inc. et al., Respondents
S072637 Appellant's petition for review DENIED.

4th Dist. People, Respondent
E019778 v.
E022367 Ray Brown, Appellant
Div. 2 -----
S071790 In re Ray Brown on Habeas Corpus
Appellant's petition for review DENIED.

4th Dist. People, Respondent
E020549 v.
Div. 2 Floyd Victor Montoya, Appellant
S072376 Appellant's petition for review DENIED.

4th Dist. People, Respondent
E020727 v.
Div. 2 Saul Barrios Perez, Appellant
S072423 Appellant's petition for review DENIED.

4th Dist. In re Charles Leslie Ringwald
E021418 on
Div. 2 Habeas Corpus
S071607 Petition for review DENIED.

4th Dist. Pacific Physicians Services et al., Petitioners
E022647 v.
Div. 2 Riverside County Superior Court, Respondent
S072567 -----
Estate of Sharon Hamptlon et al., Real Parties in Interest
Petition for review DENIED.

4th Dist. Steven Hanlin, Petitioner
E022928 v.
Div. 2 Workers' Compensation Appeals Board et al., Respondents
S071758 Petition for review DENIED.
Mosk, J., and Chin, J., are of the opinion the petition should be granted.

4th Dist. Rodolfo Gomez Carrillo, Petitioner
E023075 v.
Div. 2 Riverside County Superior Court, Respondent
S072587 People, Real Party in Interest
Petition for review DENIED.

4th Dist. Surgin Surgical Instrumentation Incorporated, Respondent
G015482 v.
Div. 3 Truck Insurance Exchange, Appellant
S072380 Appellant's petition for review DENIED.
The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal, filed June 23, 1998, which appears at 64 Cal.App.4th 1409. (Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)
The request for an order directing partial depublication of the opinion is DENIED. (See rule 979(c), Cal. Rules of Court.)

4th Dist. Avocado Properties I. Incorporated, Appellant
G018732 v.
Div. 3 Kanaflex Corporation, Respondent
S072107 Respondent's petition for review DENIED.

4th Dist. Daewoo International (America) Corporation et al., Appellants
G019227 v.
Div. 3 Vernon Schafer, Jr. et al., Respondents
S071711 Respondents' petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

4th Dist. People, Respondent
G020157 v.
Div. 3 Scott Norbert Silver, Appellant
S072416 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020197 v.
Div. 3 Shawn Edward Bromley, Appellant
S072336 Appellant's petition for review DENIED.

4th Dist. Alanna Hays, Respondent
G020368 v.
Div. 3 Lloyd Hamady, Respondent
S072186 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020447 v.
Div. 3 Daniel Richard Gallardo, Appellant
S072401 Appellant's petition for review DENIED.

4th Dist. Carolyn Brown et al., Appellants
G020475 v.
Div. 3 Lloyd Hamady, Respondent
S072191 Appellants' petition for review DENIED.

4th Dist. Marcelino Silva, Appellant
G020504 v.
Div. 3 Robert A. Knox, Respondent
S072067 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020692 v.
Div. 3 Tam Thanh Tran, Appellant
S072468 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020871 v.
Div. 3 Jerry Guy Arnold, Appellant
S072441 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020900 v.
Div. 3 David Lance Martin, Appellant
S072323 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020944 v.
Div. 3 Phuc Ngoc Hoang, Appellant
S072453 Appellant's petition for review DENIED.

5th Dist. People, Respondent
F024419 v.
S072533 Edward Giles, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F022520 v.
S071896 Jack Lynn Cunningham, Appellant
Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

5th Dist. In re William Murphy on Habeas Corpus
F024909 -----
F028345 People, Respondent
S071856 v.
William Murphy, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F025602 v.
S071251 Kenneth Gilbert Johnson, Appellant
Appellant's petition for review DENIED.
The request for an order directing partial publication of the
opinion is DENIED.

5th Dist. People, Respondent
F025747 v.
S072611 Alex Marvin Pinera, Appellant
Appellant's petition for review DENIED.

5th Dist. Norman O. Douglass, Respondent
F025981 v.
S072456 West Fresno School District, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F026150 v.
S072555 James Doyle Williams, Jr., Appellant
Appellant's petition for review DENIED.

5th Dist. Kimberly Handley et al., Appellants
F026609 v.
S071950 Wilbur-Ellis Company, Respondent
Respondent's petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

5th Dist. People, Respondent
F026855 v.
S072325 Gary Lopez, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027134 v.
S071766 Tommy Daniel Buttes, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027584 v.
S072449 Clifford Charles Jackson, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027707 v.
S072644 Norberto Robancho, Jr., Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent

F027969 S072608	v. John Cameron Vicol, Appellant Appellant's petition for review DENIED.
5th Dist. F031255 S072282	Law Firm of Thomas E. Campagne & Associates et al., Petitioners v. Fresno County Superior Court, Respondent Gerawan Farming Incorporated et al., Real Parties in Interest Petition for review DENIED.
6th Dist. H015656 S071876	People, Respondent v. Roberto Felix Sanchez, Appellant Appellant's petition for review DENIED.
6th Dist. H016128 S071880	People, Respondent v. Robert Aguirre, Appellant Appellant's petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
6th Dist. H016352 S071628	People, Respondent v. Matthew Rocha, Appellant Appellant's petition for review DENIED.
6th Dist. H016583 S072350	People, Respondent v. George Momon, Appellant Appellant's petition for review DENIED.
6th Dist. H016687 S072372	People, Respondent v. Hieu Huynh, Appellant Appellant's petition for review DENIED.

6th Dist. People, Respondent
H016869 v.
S072484 Richard Gill, Appellant
Appellant's petition for review DENIED.

6th Dist. Sandra Marie Foster, Appellant
H016986 v.
S071820 Octel Communications, Respondent
Petition for review DENIED.

6th Dist. Travelers Casualty and Surety Company et al., Petitioners
H017397 v.
S071423 Santa Clara County Superior Court, Respondent
Lockheed Martin Corporation, Real Party in Interest
Real Party in Interest's petition for review DENIED.
Mosk, J., and Kennard, J., are of the opinion the petition should
be granted.

6th Dist. In re Joanne C., a Person Coming Under the Juvenile Court Law
H018366 -----
S071466 Santa Clara Dept. of Family & Children's Services, Respondent
v.
Francisca Q., Appellant
The petition for review filed on August 6, 1998, is DENIED.

6th Dist. Fabian Marte, Petitioner
H018658 v.
S071793 Santa Clara County Superior Court, Respondent
People, Real Party in Interest
Petition for review DENIED.

6th Dist. Charles Douglas Warfel, Petitioner
H018705 v.
S071838 Santa Clara County Superior Court, Respondent
Scott Ewbank, Real Party in Interest
Petition for review DENIED.

1st Dist. Frederick Meiswinkel Inc., Appellant
A079641 v.
Div. 2 Oakland State Office Building Authority et al., Respondents
S071476 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

2nd Dist. Lenodre Jacobi et al., Appellants
B097332 v.
Div. 5 Regents of the University of California, Respondent
S071929 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

2nd Dist. In re Sean F., a Person Coming Under the Juvenile Court Law
B116614 -----
Div. 5 Department of Children & Family Services, Respondent
S071667 v.
Ernest F., Appellant
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

4th Dist. In re the Marriage of Lee and Susan Walters
D026322 -----
Div. 1 Lee Walters, Appellant
S072156 v.
Susan Walters, Respondent
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

4th Dist. Scott C. Brown et al., Appellants
G021776 v.
Div. 3 State of California et al., Respondents
S071816 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

6th Dist. Carmel Valley Fire Protection District et al., Respondents
H016236 v.
S072026 Monterey Cnty. Emergency Medical Svcs. Agency et al., Appellants
Peninsula Paramedics Services Inc., Real Party in Interest
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

- S068046 In re the Accusation of Theresa Colis
 Against Certain Attorney(s)
 Petition DENIED.
- S072255 In re the Accusation of Kirk Santighian
 Against Certain Attorney(s)
 Petition DENIED.
- S072307 In re the Accusation of Jesus C. Lara
 Against Certain Attorney(s)
 Petition DENIED.
- S072308 In re the Accusation of Timothy Young
 Against Certain Attorney(s)
 Petition DENIED.
- S072309 In re the Accusation of Edgar Mis
 Against Certain Attorney(s)
 Petition DENIED.
- S072535 In re the Accusation of Tetsuo Sakonju
 Against Certain Attorney(s)
 Petition DENIED.
- S072538 In re the Accusation of Barry S. Levy
 Against Certain Attorney(s)
 Petition DENIED.
- S072540 In re the Accusation of Stephen Menchaca
 Against Certain Attorney(s)
 Petition DENIED.
- S072618 In re the Accusation of Randolph A. Zubiato
 Against Certain Attorney(s)
 Petition DENIED.
- S072624 In re the Accusation of Carroll Steven Cooks
 Against Certain Attorney(s)
 Petition DENIED.

S072695 In re the Accusation of Stephen Whittington
 Against Certain Attorney(s)
 Petition DENIED.

S072716 In re the Accusation of Patrick R. McMahon
 Against Certain Attorney(s)
 Petition DENIED.

S072746 In re the Accusation of James Gerald Hale
 Against Certain Attorney(s)
 Petition DENIED.

S072749 In re the Accusation of Miriam M. Goldstein
 Against Certain Attorney(s)
 Petition DENIED.

S038499 People, Respondent
 v.
 Steven M. Bell, Appellant
 Upon request of appellant for appointment of counsel, Anthony J.
 Dain is hereby appointed to represent appellant Steven M. Bell for
 both the direct appeal and related state habeas corpus/executive
 clemency proceedings, in the above automatic appeal now pending
 in this court.

2nd Dist. Rochelle C. Linder, Appellant
B106507 v.
Div. 1 Thrifty Oil Company, Respondent
S065501 The request to take additional evidence, filed August 14, 1998,
 is denied.

S070959 People, Respondent
 v.
 Julius Lamar Cox, Appellant

In re Julius Lamar Cox on Habeas Corpus
Appellant's motion for bail, etc., filed August 21, 1998, is
denied.

S069481 In re **Stephen Yagman** on Discipline
 Petition for writ of review denied.

It is ordered that **Stephen Yagman** be suspended from the practice of law for three years, that execution of suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation recommended by the Review Department of the State Bar Court in its opinion filed December 31, 1997, as modified by its order of March 12, 1998, including actual suspension for one year and until he proves to the State Bar Probation Unit payment of restitution to the following persons (or the Client Security Fund, if appropriate), in the following amounts, plus 10% interest per annum from December 1, 1992:

Julia Gomez	\$3,947.17
Raquel Moreno	\$3,947.17
Alfredo Olivas	\$3,947.17
Filadephia Cruz	\$3,947.17
Elizabeth Burgos	\$4,500.65

If the period of actual suspension exceeds two years, he shall remain suspended until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. It is also ordered that he take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

*(See Business & Professions Code, § 6126, subd. (c).)

